

**ZANE AND RUDOFISKY**

*Attorneys and Counsellors at Law*

THE STARRETT LEHIGH BUILDING  
601 WEST 26<sup>TH</sup> STREET  
NEW YORK 10001  
(212) 245-2222

FAX (212) 541-5555 • VOICEMAIL (212) 541-4444  
E-MAIL [info@zrllex.com](mailto:info@zrllex.com) • WEBSITE <http://www.zrllex.com>

November 25, 2019

*Via ECF & Hand-Delivery*

Hon. William H. Pauley, III, U.S.D.J.  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, NY 100070

**MEMO ENDORSED**

Re: **725 Eatery Corp., etc. et ano. v. City of New York, et al.,  
Docket No. 02 CV 4431 (WHP) ("Action No. 1")**

**59 Murray Enterprises, Inc. etc., et ano. v. City of New York, et al.,  
Docket No. 02 CV 4432 (WHP) ("Action No. 2")**

**Club at 60<sup>th</sup> Street, et al. v. City of New York  
Docket No. 02 CV 8333 (WHP) ("Action No. 3")**

**336 LLC, etc, et al. v. City of New York  
Docket No. 18 CV 3732 (WHP) ("Action No. 4")**

Dear Judge Pauley:

I represent the Plaintiffs in the above-referenced Action No. 2 and write on behalf all Plaintiffs to request that the due date for the joint status report to the Court, presently due December 17, 2019 (Doc. No. 123 in Action No. 1), be further extended to January 15, 2020. We have consulted with counsel for Defendants, who have no objection to the granting of this request and have agreed with us on the proposed new due date for the report.

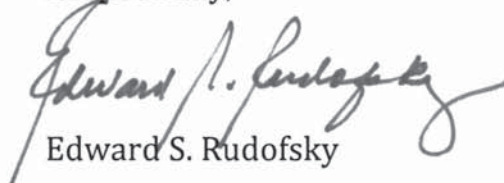
This would be the second extension of the due date for the status report. The reason for this request is that John Weston, Esq., one of the attorneys for Plaintiffs in Action No. 3 and who has been acting as lead counsel in conferring with Defendants'

counsel on behalf of all Plaintiffs, has been taken ill and been hospitalized since November 13, 2019. While Mr. Weston is expected to make a full recovery and resume his role as Plaintiffs' lead counsel, his illness and hospitalization have necessarily delayed Plaintiffs' counsels' discussions with Defendants' counsel, regarding proposed discovery and a litigation plan for the Actions, and more time will be needed to complete those discussions and prepare a status report than originally anticipated.

The proposed report date of January 15, 2020 is more than a full week prior to the pre-trial status conference scheduled to be held on January 24, 2020, and will not require any postponement of the status conference. To the extent necessary, with the concurrence of my co-counsel for Plaintiffs, I will actively assist Mr. Weston in this regard and continue his work with Defendants' counsel to formulate the status report and litigation plan for consideration by the Court.

On behalf of all counsel and parties, we thank the Court in advance for its consideration of this request.

Respectfully,



Edward S. Rudofsky

cc: All Counsel (Via ECF)

**Application granted. The parties shall submit their joint status report by January 15, 2020.**

Dated: November 26, 2019  
New York, New York

SO ORDERED:



WILLIAM H. PAULEY III  
U.S.D.J.